

Notice of Allowability

Application No.

10/717,340

Examiner

Robert A. Hopkins

Applicant(s)

CHEN, HSIANG MEI

Art Unit

1724

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to application filed 11-18-2003.
2. ☒ The allowed claim(s) is/are 1-3.
3. ☒ The drawings filed on 18 November 2003 are accepted by the Examiner.
4. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
 - a) ☐ All b) ☐ Some* c) ☐ None of the:
 1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).
 - * Certified copies not received: _____.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.
THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.

5. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
6. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
 - (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
 - 1) ☐ hereto or 2) ☐ to Paper No./Mail Date _____.
 - (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date _____.

Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
7. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Attachment(s)

1. ☒ Notice of References Cited (PTO-892)
2. ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
3. ☐ Information Disclosure Statements (PTO-1449 or PTO/SB/08), Paper No./Mail Date _____
4. ☐ Examiner's Comment Regarding Requirement for Deposit of Biological Material
5. ☐ Notice of Informal Patent Application (PTO-152)
6. ☐ Interview Summary (PTO-413), Paper No./Mail Date _____
7. ☐ Examiner's Amendment/Comment
8. ☒ Examiner's Statement of Reasons for Allowance
9. ☐ Other _____

DETAILED ACTION

Allowable Subject Matter

Claims 1-3 are allowed.

The following is an examiner's statement of reasons for allowance:

Claim 1 recites "a bottle, said bottle having a downwardly protruded bottom mounting flange ... ; a base fastened to the downwardly protruded bottom mounting flange of said bottle". Chuang(2003/0098362) teaches an air freshener comprising a bottle having a socket(6) sealed to a bottleneck(81) thereof, a volatile liquid perfume filled in the bottle , an absorptive core member(7) mounted in the socket and extended to the volatile liquid perfume and adapted to dissipate the volatile liquid perfume into air outside the bottle, and a bottle cap(5) fastened to the bottle neck of the bottle around the socket, the bottle cap having a center through hole adapted to accommodate the bottleneck, and a plurality of wire holes for mounting cord members(Figure 1). However Chuang teaches a one piece bottle without a separate base. O'Neil(4739928) teaches an air freshener comprising a bottle having a socket(14) sealed to a bottleneck(33) thereof, a volatile liquid perfume filled in the bottle , an absorptive core member(16) mounted in the socket and extended to the volatile liquid perfume and adapted to dissipate the volatile liquid perfume into air outside the bottle, and a bottle cap(68) fastened to the bottle neck of the bottle around the socket, the bottle cap having a center through hole adapted to accommodate the bottleneck. However O'Neil teaches a one piece bottle without a separate base. Grunberg(1647175) teaches an air freshener including a bottle having a volatile liquid perfume within the bottle and an ornament

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mounted inside the bottle and dipped in the volatile liquid perfume and having a weight secured to the bottom side thereof, however Grunberg does not teach or suggest a bottle having a downwardly protruded bottom mounting flange and a base fastened to the downwardly protruded bottom mounting flange of said bottle. Lin(6165041) teaches a spherical or oval shaped container having an ornament floating on a dual liquid, and a weight mounted in the bottom of the container so that the container may return to its original position when pushed over. However, Lin does not teach or suggest a volatile liquid perfume within the bottle, an absorptive core member, or a bottle having a downwardly protruded bottom mounting flange and a base fastened to the downwardly protruded bottom mounting flange of said bottle. Lin(6179219) teaches a vehicle air freshener having a container for holding a liquid perfume, and a bottom cover(18) connected with a body(10). Lin teaches a base(20) for attaching the body(10) to the base, however the bottom cover is not a downwardly protruded mounting flange and the base does not fasten to the downwardly protruded mounting flange. It would not have been obvious to someone of ordinary skill in the art at the time of the invention to provide a perfume bottle having a downwardly protruded bottom mounting flange and a base fastened to the downwardly protruded bottom mounting flange of said bottle because neither Chuang(2003/0098362) nor O'Neil(4739928) nor Grunberg(1647175) nor Lin(6165041) nor Lin(6179219) alone or together suggest the claimed elements. Claims 2 and 3 depend on claim 1 and hence are also allowed.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably

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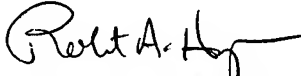
accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Robert A. Hopkins whose telephone number is 571-272-1159. The examiner can normally be reached on Monday-Friday, 7am-4pm, alternate Fridays off.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Duane Smith can be reached on 571-272-1166. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

Rah
May 4, 2005


ROBERT A. HOPKINS
PRIMARY EXAMINER
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